IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF ALABAMA NORTHERN DIVISION

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)	CASE NO. 2:21-CV-808-WKW
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ORDER

Petitioner has filed a motion for voluntary dismissal of this 28 U.S.C. § 2255 action. Dismissal without prejudice under Rule 41(a)(2) is committed to the sound discretion of the district court and should typically be granted absent clear legal prejudice to a respondent. *See McCants v. Ford Motor Co.*, 781 F.2d 855, 856–57 (11th Cir. 1986). The court has reviewed the record and determined that clear legal prejudice will not result. Accordingly, it is ORDERED that Petitioner's motion (Doc. # 11) is GRANTED and this action is DISMISSED without prejudice.

A final judgment will be entered separately.

DONE this 15th day of April, 2022.

/s/ W. Keith Watkins
UNITED STATES DISTRICT JUDGE